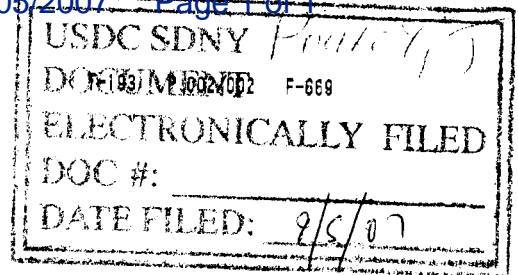


Aug-23-07 04:31pm From: Kennedy, Jennik & Murray, P.C.

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
ERIC SCHERZER, as Trustee of the
VOLUNTARY HOSPITALS HOUSE STAFF
BENEFITS PLAN,

07 CIV. 7005 (WHP)

STIPULATION AND ORDER

Plaintiff,

-against-

CARITAS HEALTH CARE, INC.,


Defendant.

IT IS HEREBY STIPULATED AND AGREED, by and between the

undersigned attorneys for Plaintiff, Eric Scherzer, as Trustee of the Voluntary Hospitals House Staff Benefits Plan, and Defendant, Caritas Health Care, Inc., that the time for Defendant to answer, move or otherwise respond to the Complaint in the above-captioned action be, and the same hereby is, extended through and including September 7, 2007.

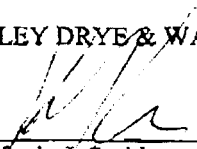
Dated: New York, New York
August 23, 2007

KENNEDY, JENNIK & MURRAY, P.C.

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SO ORDERED:


WILLIAM H. PAULEY, U.S.D.J.

8/30/07